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July 15, 2008

MEMO ENDORSED
[SEE P. 2]

Our Ref: 100-08/MM

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Honorable Judge Naomi Reice Buchwald
United States District Court
Southern District of New York
U.S. Courthouse
500 Pearl Street, Courtroom 21A
New York, New York 10007

RE: Christopher Laird v.
McAllister Towing
USDC - SDNY - 08 CV 0888

Dear Judge Buchwald:

At the April 24, 2008 Pre-Trial Conference Your Honor directed the parties to send you a letter by July 25, 2008 reporting on discovery and settlement status. Plaintiff has been deposed and has been examined by defendant's medical experts. Defendant has not yet received the reports of those examinations. At deposition, plaintiff admitted to a number of criminal convictions, and defendant is investigating plaintiff's criminal background. Further, plaintiff admitted to a post-accident car accident wherein he drove his truck into a ditch going 35 miles per hour as well as another incident involving an assault/altercation with a neighbor. Defendant is investigating the details of those incidents as well.

Plaintiff is interested in deposing a number of plaintiff's fellow crewmembers, and we are making the necessary arrangements.

MEMO ENDORSED

Although no formal settlement discussions have taken place, the writer and Mr. O'Bryan have had success settling maritime personal injury cases in the past, and are reasonably confident that this case will settle after the above referenced discovery has been completed. We therefore request an additional ninety days to complete discovery at which time we shall report back to the Court regarding settlement status.

Very truly yours,
FREEHILL HOGAN & MAHAR LLP


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*Applicant
granted.
No further
extensions.
So ordered
Karin Lee
Duchene
7/17/08*